

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

De-Shawn Drumbo sr #365566

De-Shawn D. Drumbo sr

One hundred and fifteen men & witness

(In the space above enter the full name(s) of the plaintiff(s).)

Civ. Action No. _____

-against-

*(To be assigned by Clerk's
Office)*

Warden David Pierce, Comm. Perry Phillips, Gov. John Carney

Master Carruthers, John Does of All Agencies involved

Marshall, Mitchell, Beale, Deputy Warden Parker

Marshall And Delaware State Police on Swatteam

(In the space above enter the full name(s) of the defendant(s).)

If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Section IV. Do not include addresses here.)

COMPLAINT

(Pro Se Prisoner)

Jury Demand?

Yes

No

Demand: 1.5 million

Suing in both official capacity
And individual capacity for
punitive And monetary damages

NOTICE

Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

I. COMPLAINT

Indicate below the federal legal basis for your claim, if known. This form is designed primarily for pro se prisoners challenging the constitutionality of their conditions of confinement, claims which are often brought under 42 U.S.C. § 1983 (against state, county, or municipal defendants) or in a "Bivens" action (against federal defendants).

Check one:

42 U.S.C. § 1983 (state, county, or municipal defendants)

Action under *Bivens v. Six Unknown Federal Narcotics Agents*, 403 U.S. 388 (1971) (federal defendants)

II. PLAINTIFF INFORMATION

Name (Last, First, MI)

Drumgo De-Shawn D

Aliases

Prisoner ID #

01365566

Place of Detention

1181 Paddock road

Institutional Address

County, City

SMYRNA

DC

19977

State

Zip Code

III. PRISONER STATUS

Indicate whether you are a prisoner or other confined person as follows:

Pretrial detainee

Civilly committed detainee

Immigration detainee

Convicted and sentenced state prisoner

Convicted and sentenced federal prisoner

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

IV. DEFENDANT(S) INFORMATION

Please list the following information for each defendant. If the correct information is not provided, it could result in the delay or prevention of service. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant 1:

Warden David Pierce

Name (Last, First)

Warden at Y.V.C.C

Current Job Title

1181 Paddock road

Current Work Address

Smyrna DE 19977

County, City

State

Zip Code

Defendant 2:

Commission Perry Phelps

Name (Last, First)

Commission of DOC

Current Job Title

245 McKee Road

Current Work Address

Smyrna DE 19977

County, City

State

Zip Code

Deputy Warden PucherDeputy Warden1181 Paddock roadSmyrna, DE 19977

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

Defendant(s) Continued

Defendant 3:

State Police John Does Also officer Marvel, Beale
 Name (Last, First) mitchell

Police office And Correctional officer
 Current Job Title

unknown (The Defendants would have to Release Names of
 Current Work Address All officers who Raided B-tier in C-Bldg
5.06 AM

County, City

State

Zip Code

Defendant 4:

Security Chief (MAJOR Currothers)

Name (Last, First)

Security Chief
 Current Job Title

1181 Paddock Road
 Current Work Address

County, City

State

Zip Code

Defendant 5: Governor Carney

Governor

Delaware

Address Unknown

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

V. STATEMENT OF CLAIM

Place(s) of occurrence:

S.I.U.C. C-Bldg

Date(s) of occurrence:

February 1st, 2017

State which of your federal constitutional or federal statutory rights have been violated:

Fifth, Tenth, 8th And 14th Amendment

State here briefly the FACTS that support your case. Describe how each defendant was personally involved in the alleged wrongful actions, state whether you were physically injured as a result of those actions, and if so, state your injury and what medical attention was provided to you.

FACTS:

"Imminent Danger" and under Serious Physical Injury
I the Plaintiff swear and Verify this Complaint.

I De-Shawn Drungo have suffered a brutal beating while zip tied
My hands and or nerves are still numb after my hands turned
blue & purple this beating was given by the hands of State Police
Maryland Police, DOC officer's And others John Does I believe
Also some officers named beale, mitchell and murrel also
T.N.C.C. Constantly injures security threw out litigants however
they've failed to protect me from. A) Being taken Hostage and
B) Being Brutally beaten while zip tied (handcuffed) which my hands are still
numb from. Over 100 men were Assaulted while zip tied this was NO Justice!
This was white nationalism, fascism, hatred and promotion of more
hated more breeding of monsters who evidently do not forget
Being A tortured Captive. I sought the Police As A force of rescue
but instead I Got nothing More than blood thirsty Rabid Dog's
seeking nothing more than Revenge trying to kill me

What happened to you?

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

Who did
what?

While being beaten it was as if my spirit or soul left my body
 And I was looking down at my corpse or body. Being beaten
I could see those passing in peace. Trevor Martin,
Michael Gardner, Sandra Bland, Rodney King, Martin Luther
King and those who lost their lives due to J.W.L.
Tuson Cunningham, Robert Shuler, Arias & Blaise P. DeJesus
Termaine LaMar Wilson. I started to think of how there was
No Ceremony. No Alottery. No horn's blown, No Salute, nor even
A conviction for those who died in custody families
All that was being Given was more hatred to those Crooked
official's punched and kicked me calling me nigger!

I'm Requesting A immediate Infraction because I've
submitted numerous sick calls for my Injury(s) however
I wasn't called to a nurse until my face had healed the
Swelling went down the pain in my temple continues
After my face had swelled I was Given Bactriin MY Ribs feel
Shattered And I need to see A Doctor on the outside for
A Real Factual Opinion for some reason it hurt's to laugh
And I can't stop coughing I requested a treatment
for the Nebulizer for my Astmatic Condition and or Chronic
Cure but have yet received Yet And I just keep Coughing
like I have Pneumonia from being forced to walk
Barefooted for 1 or 2 miles Please Read MY SWORN Verified
Complaint. I was Deprived Clothing Til i Bottom pants, Boxers, socks
sheet's, Blanket Basic Necessities for 9 day Direct Violation
of the 8th Amendment I filed Grievances to No trial.
I'm also suffering of Nightmares and Flashback of Grenades going
off people hollering & screaming and Authorities calling me
nigger while beating me I've filed sick calls to mental health
All they say is I will see the Provider. to no avail.

Page

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

Department of Corrections and Governor John Cornell is responsible for the following:

Was anyone else involved?

1) Denial of Due Process

2) Excessive force

3) Deliberate indifference to my medical needs

4) Failing to Protect After invoking security

5) Destroying And or Depriving me of my litigation Adequate Access to Courts

A) Failure to protect me from becoming a hostage held for 18 hours

B) Not Protecting me from the Beating of its Underlings And Authorities

C) Not Making sure I receive Adequate Medical Care

D) For Depriving me of my Property on Many Levels
most Importantly my litigation my LIBERAL work where I have 7 Open Cases (Transcripts)

E) For Depriving me of my Property shower shoes

Hygiene Basic Necessities Deodorant, 2 pair Sneakers

Headphones, Prayer Rug, WiFi, Transcripts, Radio, TV, Photo Album
pictures of my Acid Grandmother. Everything Every single
Thing I've owned in 10 Years. My Cell was far from Crime Scene

F) for having me housed in a "medium high" housing
unit when I've been classified to medium since
March of 2016. Debrah Warden Parker and T. V. L.

is responsible for placing me in this WARZONE

Now I'm housed in Maximum security with no write-up
No chance of that sort all Due Process

(Def. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

Who did
what?

(G) I'm retaining The National Legal Professional
Associates and I need my transcripts to be able
to turn over to them immediately.

This is certainly Denying an Adequate
Access to the Courts that will Freedom
of Exonerations.

Despite Case 1:17-cv-00188-GMS Document 2 Filed 08/12/17 Page 9 of 15 PageID #: 141 I was wrongfully housed in C-Bldy in which A hostage situation occurred due to the constant smoke (fire burning) creating A constant cloud of smog this caused me to suffer Problems breathing And trying to cover my face with A old hat which did not stop the Sut from Clogging My Nasal Passage when I sniffed water And Blew out water that came out was black and smell horrible. (Chronic Care Patient)

On this February 1st 2017 I was locked in my cell for what seemed to be 18 hours finally toward the end I heard what seemed to be Flash bang grenades Approximately two went off, creating very loud sounds

I could here the State Police And or John Does And or D.O.C. officer's screaming and Yelling those animals killed him their All Guilty!!! I could next here the cell doors being open and it seemed in Every cell they created A hysteria and/or frivolous commotion to be able to say Stop resisting or lay down I could hear many different prisoners being beaten and hollering I'm not Resisting then the officers saying Shut the F*** UP!!!

The officer's even beat the prisoner's that were still and the other's who said we helped protect the counselor. As I laid faced down with two other in my cell (Prisoner's) the² Prisoner said man they must have found someone dead man their going to kill our Axx.

I still laid waiting on the I thought to be "rescue unit" to no avail as soon as the door open they rushed the cell the short officer (John Does) stepped directly on my head down my back blunging down and started punching me in my back despite my hands were already behind my back the officer then twisted my thumbs and pulled the zip tie as tight as he possibly could punching me again saying Stop resisting the whole time I not once resisted, so I said to him as clearly as possibly I'm not resisting so then he punched me in the left side of my face breaking my glasses, maliciously and sadistically for the purpose of harm

Case#117-cr-00188-GMS Document 2 Filed 02/22/21 Page 10 of 15 PageID#15
The one little short officer (John Doe) is taking my sneakers and or pulling my feet instead of simply taking my shoes off while I was face down tied up.

So as the short officer with the little man complex is taking my sneakers he says Yeah Now these are my Jordans Bixxh! As I'm being ordered to stand by all these officers I stumble into a free fall where the little short (kind of a officer) punches me in the temple I fall forward toward the cell door They All yell Get the F*ck up!!! As I reach the cell door I can see what seems to be a soul train line of officer's who all punched and kicked me causing me to slide down the wet flooded hallway. They called everything from mother fucker to Nigga! to stupid fucking Nigger while being beaten.

I was drugged and beaten from batier all the way to the yard once I was in the yard the officer (John Doe) stamped my head into the ground causing my skin to cut and tear and then the right side to strawberry.

I was punched and crushed a officer pushed his knuckles in my ear & between my jaw and neck then another officer sprayed his pepper spray up my right nostril causing me a excruciating pain causing me pain in my sinus and coughing out pepper spray I scream I have Asthma And your trying to kill me! All this happen while laying on ice cold pavement of 30 degree ^{not} for what seemed like forever. I was walked to medical barefoot my pants and shorts fell off I was being paraded in my under garments. I could feel my ribs cracking and had problems breathing I explained to the nurse I asked to take pictures of my injuries to no avail. I was walked a mile or two barefoot in undergarments 5:55 AM paraded I received no treatment when C.O. WOLUSHIN

case 1:17-cv-01880-jms Document 22-1 Filed 02/28/18 Page 11 of 15 Page 11 of 16
are purple and blue he tried to cut the tie but I
felt a excruciating pressure and hollered finally he
found a way for that I am forever grateful. → (hands are still
numb) Nerve Damage

marvel
Beale
mitchell
Janas
mentisied

Now to my property I received a Brief from the 3rd circuit
Court of Appeals And or the Defendant Dorowit Stuart
Bellevue in which I had a deadline to reply to I
wrote the Law Library, I wrote property I asked
numerous officers about my legal work so I filed
a grievance to No Attalation I asked officer's daily some
or most said it was intentionally destroyed along with
120 other's property this had to be done by the officers
because I was in the last load of prisoners all one
was left be hind unsupervised But DDC And or the
State Police most of my property was in a locker box.
The rest was packed up already on my Bedspace or frame

I Asked A Lieutenant who said my property
And the C-Bldg property is in the 64M but when
you ask any other officer they either go silent or
say it's been destroyed and should have been
And that they should condemn the whole C-Bldg
This Deliberation is causing me A serious hardship
No dental work (Appeals efforts of freedom Ende) Transcripts
delivered, My family Photo's No shower shoes No sneakers
I suffer of Athletic foot No Hycine Soaps of Commisar
I'm Allergic to State SOA, Then I'm suffering of PTSD
And Flashback's of this attack by what seemed to be A
Pile of Wilies with Govt And Police on the Chest i Bush
If this was Justice I hate to see what crime is.
I swear & Verify this Compliant,

DeShawn Drungo sr #3655ale

22 Days - 2 - 17

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

VI. ADMINISTRATIVE PROCEDURES

WARNING: Prisoners must exhaust administrative procedures before filing an action in federal court about prison conditions. 42 U.S.C. § 1997e(a). Your case may be dismissed if you have not exhausted your administrative remedies.

Is there a grievance procedure available at your institution?

Yes No

Have you filed a grievance concerning the facts relating to this complaint?

Yes No

If no, explain why not:

Is the grievance process completed?

Yes No

If no, explain why not:

VII. RELIEF

State briefly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

to have J.I.W.C.C And or J.O.C Compensate me for A
Brutal Assault by their official who beat me while
Ziptied. Secondly I would like the Court to
J.O.C And or J.I.W.C.C turn over MY Legal Work
And Document \$300 in food commissary shower shoes
Clothes, TV, Audit, Pratter RUG, Kufi, 2 Pairs of
J.Neakers, Michael Jordan's And Air ones And the Page
list Go's on to my Photo Album pictures of my
Deceased Grand mother. 12

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

VIII. PRISONER'S LITIGATION HISTORY

The "three strikes rule" bars a prisoner from bringing a civil action or an appeal in forma pauperis in federal court if that prisoner has "on three or more occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. §1915(g).

Have you brought any other lawsuits in state or federal court while a prisoner?

Yes No

If yes, how many? 6

Number each different lawsuit below and include the following:

- Name of case (including defendants' names), court, and docket number
- Nature of claim made
- How did it end? (For example, if it was dismissed, appealed, or is still pending, explain below.)

Currently I am being Deprived of All Property
so I Am Unable to remember All my Case
Number's But I'm Giving what I can Remember
To the best of my Knowledge

1:08-cv-00592 Drango v Brown (Remanded in 3rd Cir)
1:12-cv- Drango v Burnis
1:12-cv- Drango v Radcliffe
1:14-cv-01134 Drango v
1:14-cv-01135 Drango v Ruschel sexual assault
1:14-cv-0136 Drango v

To the best of my Knowledge

(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

IX. PLAINTIFF'S DECLARATION AND WARNING

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending or modifying existing law; and (3) complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Plaintiff must sign and date the complaint and provide prison identification number and prison address.

2-20-17
Dated


Plaintiff's Signature

Drumgo DeShawna J
Printed Name (Last, First, MI)

#365566
Prison Identification #

1181 Puddock Road
Prison Address

Smyrna
City

DE
State

19977
Zip Code

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

